



# PROPOSED RULE MAKING

**CR-102 (June 2004)**

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Employment Security Department

- ☒ Preproposal Statement of Inquiry was filed as WSR 07-11-163 ; or  
☐ Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_; or  
☐ Proposal is exempt under RCW 34.05.310(4).

- ☒ Original Notice  
☐ Supplemental Notice to WSR \_\_\_\_\_  
☐ Continuance of WSR \_\_\_\_\_

**Title of rule and other identifying information:** (Describe Subject) The proposal adopts new rules, and revises existing rules, within Chapter 192-200, School or Training. The rules outline requirements for claimants participating in an approved self-employment assistance training plan. They also describe how claimants will be identified as eligible for the program, the requirements that must be met by training providers, the criteria the department will use to approve a training plan, and the penalty for failure to participate in an approved self-employment training plan. In addition, a new section is added in Chapter 192-180 WAC that outlines how the profiling model required under RCW 50.20.011 is designed.

**Hearing location(s):**

Employment Security Department  
Maple Leaf Conference Room, 2<sup>nd</sup> Floor  
212 Maple Park  
Olympia, Washington

**Submit written comments to:**

Name: Pamela Ames, ESD Rules Coordinator

Address: Employment Security Department

PO Box 9046, Olympia WA 98506

e-mail [pames@esd.wa.gov](mailto:pames@esd.wa.gov)

fax (360) 902-9799 by (date) November 7, 2007

Date: November 8, 2007 Time: 2:30 p.m.

**Assistance for persons with disabilities:** Contact

Beverly Peterson by November 7, 2007

TTY (360) 902-9569 or (360) 902-9234

**Date of intended adoption:** November 20, 2007

(Note: This is NOT the effective date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** The proposed rules will implement SSB 5653 (C 248, L 07). The legislation authorizes the department to pay benefits to unemployment insurance claimants who are participating in an approved training plan with the goal of becoming self-employed.

WAC 192-12-186 is repealed. The rule is no longer necessary because the provision for notifying claimants in writing of the approval or disapproval of their training plan is incorporated in WAC 192-200-020(1).

**Reasons supporting proposal:** The department's rules are not consistent with the legislation as amended and must be revised to explain to employers, claimants, and staff how the statutes will be implemented. In addition, rules are readopted in new chapters organized by subject matter and rewritten to improve clarity and understandability.

**Statutory authority for adoption:** RCW 50.12.010, RCW 50.12.040, RCW 50.20.010 and RCW 50.20.250(7).

**Statute being implemented:** RCW 50.20.250**Is rule necessary because of a:**

Federal Law?

☐ Yes ☒ No

Federal Court Decision?

☐ Yes ☒ No

State Court Decision?

☐ Yes ☒ No

If yes, CITATION:

**CODE REVISER USE ONLY****DATE**

10-2-07

**NAME** (type or print)

Paul Trause

**SIGNATURE****TITLE**

Deputy Commissioner

10:25  
07-20-121

(COMPLETE REVERSE SIDE)

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

None.

**Name of proponent:** (person or organization) Employment Security Department

- ☐ Private  
☐ Public  
☒ Governmental

**Name of agency personnel responsible for:**

| Name                         | Office Location         | Phone          |
|------------------------------|-------------------------|----------------|
| Drafting..... Juanita Myers  | 212 Maple Park, Olympia | (360) 902-9665 |
| Implementation....Nan Thomas | 212 Maple Park, Olympia | (360) 902-9303 |
| Enforcement..... Nan Thomas  | 212 Maple Park, Olympia | (360) 902-9303 |

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No. Explain why no statement was prepared.

The proposed rules will not impose more than minor costs on businesses, nor will there be a disproportionate impact on small business. Further, business costs associated with these rules are the result of the underlying legislation.

**Is a cost-benefit analysis required under RCW 34.05.328?**

☒ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name: Juanita Myers, UI Rules Coordinator

Address: Employment Security Department

PO Box 9046

Olympia WA 98506

phone (360) 902-9665

fax (360)902-9799

e-mail [jmyers@esd.wa.gov](mailto:jmyers@esd.wa.gov)

☐ No: Please explain: